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7                   UNITED STATES DISTRICT COURT  
8                   WESTERN DISTRICT OF WASHINGTON  
9                   AT SEATTLE

10                   UNITED STATES OF AMERICA,

11                   NO. 2:22-MC-00073-RSL

12                   Plaintiff,

13                   (2:20-CR-00174-JCC-1)

14                   v.

15                   **Continuing Garnishment Order**

16                   ERIC SHIBLEY,

17                   Defendant/Judgment Debtor,

18                   and

19                   SSK INVESTMENTS, LLC,

20                   Garnishee.

21                   A Writ of Continuing Garnishment, directed to Garnishee SSK  
22 Investments, LLC has been duly issued and served upon the Garnishee.  
23 Pursuant to the Writ, Garnishee SSK Investments, LLC filed its Answer on  
24 October 3, 2022, establishing that it has possession, custody, or control of  
25 property in which Defendant/Judgment Debtor Eric Shibley (Mr. Shibley) has  
26 an interest, namely \$1,100,000 due under a Promissory Note. Doc. no. 6 at

1       3. SSK Investments' payment to Mr. Shibley is due in monthly installments of  
 2       \$220,000, with payment in full due by November 30, 2022. *Id.*

3                  After notification that the garnishment proceeding was mailed to Mr.  
 4       Shibley and other potentially interested parties on or about September 21,  
 5       2022, no party has objected that the Writ attaches to exempt property or that  
 6       the United States has failed to comply with statutory requirements. On  
 7       December 1, 2022, the United States moved for entry of a Continuing  
 8       Garnishment Order under 28 U.S.C. § 3205(c)(7) (the "Motion"). The Court  
 9       has considered the Motion and any Response or Reply thereto.

10                 Accordingly, for the reasons stated in the Motion, the Court grants the  
 11       Motion. Capitalized terms in this Order have the same definitions they are  
 12       given in the Motion. The Court orders as follows:

13                 The Garnishee, SSK Investments, LLC, shall immediately disburse its  
 14       \$1.1 million payment under the Promissory Note, as follows:

- 15                 • \$66,000 to Cheri Westphal of CW Realty Group;
- 16                 • \$30,000 to Paul Barrera of North City Law, PC;
- 17                 • \$60,484.44 to Mr. Shibley's outstanding child support obligation if the Continuing Garnishment Order is entered by December 31, 2022, plus \$2,359.97 if the Continuing Garnishment Order is entered in January 2023, via check payable to Washington State Support Registry, referencing account number IN 6080460 on the check's memo line, and mailed to:

18                 Washington State Support Registry  
 19                 P.O. Box 45868  
 20                 Olympia, WA 98504-5868

- 21                 • All remaining funds to the United States District Court, Western  
 22       District of Washington, to be applied to Mr. Shibley's criminal

1 judgment in Case No. 2:20-CR-00174-JCC, via check payable to  
2 *U.S. District Court, Western District of Washington*, referencing  
3 Case Nos. 2:20-CR-00174-JCC-1 and 2:22-MC-00073-RSL on the  
check's memo line, and delivered personally or by First Class Mail  
to:

5 U.S. District Court, Western District of Washington  
6 Attn: Financial Clerk – Lobby Level  
7 700 Stewart Street  
Seattle, Washington 98101

8 Cheri Westphal and Paul Barrera shall promptly furnish payment instructions  
9 to SSK Investments to facilitate the payments to them.

10 Consistent with the discharge provision of 28 U.S.C. § 3206, SSK  
11 Investments' compliance with the disbursement instructions in this Order  
12 shall discharge its payment obligations to Mr. Shibley under the Promissory  
13 Note and Deed of Trust. After SSK Investments makes all payments required  
14 by this Order, the Promissory Note shall be deemed paid in full, and such  
15 payment shall operate as a matter of law as a request for full reconveyance of  
16 the Deed of Trust authorizing the trustee under the Deed of Trust to issue and  
17 record a full reconveyance in the records of the King County Recorder.  
18

20 Dated this 21st day of December, 2022.

22 

23 Robert S. Lasnik  
24 United States District Judge

25 Presented by:

26 s/ Kyle A. Forsyth  
27 KYLE A. FORSYTH, WSBA #34609  
Assistant United States Attorney